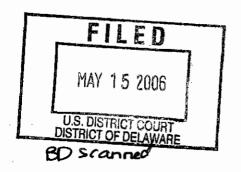
IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

Rudolph V. Hardin petitioner, CASE # 1:06-CV-220 (USF)

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THOMAS C. CARROLL Warden and CARL C. DANBERG, Attorney General of THE STATE OF Delaware, Respondents



Motion FOR Appointment OF Counsel

Petitioner prose request this Honorable Court appoint counsel to represent petitioner because of the following:

1). The administration at the Delaware Correctional Center where petitioner is being held limits time and equal access to defense tools like others have the prosecutor, non-indigents and non-imprisoned. LL.S.C.A. PA. 1st 6th 8th and 14th violations by government employees.

2). Constitutional violations include illegal abridgement of

due process and equal protection of the laws. U.S.C.A. CA. 14th. Denial of timely access to redress grievances. U.S.C.A., CA. 1st violations by government 3). Loursel should be appointed because of complexity of case handicaps imposed by state employees inabilities to fundamentally fair proceedings and to prevent any further obstruction of Justice. I.S.C.A. CA. 6th, 8th, 14th violations by government employees.
4). Loursel should be appointed because of grave injustices including traudulent representation of this case to the Courts. U.S.C.A. CA. 6th 8th 14th violations by state employees.

5). The right to appointed coursel attaches prior to the filing of a formal legally sufficient habeas corpus petition.

Mc Farland V. Scott, 592 U.S. 849, 855 (1994). Citizen only filed an application and wishes to amend with Counsel, devial of it is pre-mature. 6). Coursel should be appointed in this case in the

interest of justice and since petitioner is financially unable to afford counsel and already granted indigency by the Court.

7). Petitioner requires the aviding hand of counsel at every step in the proceedings against him (Powell V. Alabama, 53 S.Ct. 55 63 64), as the facts and laws of his may be underdeveloped. U.S. V. Male, 7 F.38 1058,1064 (1stein 1993).

8). Exceptional circumstances are not neccessary tor appointment of counsel. Tabron V. Grace, 6 F. 3d 147 (CA.3 Pa. 1993). 9). The McFarland Court emphasized a habeas petitioner's need for the assistance of counsel in avoiding the

pitfalls of heightened pleading requirements, the doctrines of procedural default and waiver, summary dismissal. Liven these traps for the [citizen] the lourt found that praviding coursel prior to the filing of a motion was the only way to make the provision of coursel meaningful. Calderon V. U.S. Dist. Court, 98 F.3d 1102, at 1108 (9th cir. 1992).

10). Appointment of counsel would herve the best interest of justice for the reasons stated in petitioner's motions and yet undiscovered defenses due to the illegal abstruction to information at Delaware Correction by government employees, which has thus far caused prejudice to petitioner's case

Therefore petitioner respectfully request this lourt grant his motion for appointment of counsel.

May 11, 2006

signature

Rudolph V. Hardin 5.8.I # 180391 1181 Paddock Road Smyrna De.19977

Certificate of Service

1. Rudolph V. Hardin	hereby certify that I have served a true
And correct cop(ies) of the attached: Me	upon the following
parties/person (s):	
To: Attorney General's Office Carvel State Office Bldg. 820 N. French St. Wilmington, Velanare 19801	10: OFFice OF The Clerk United States District Cour 844 N. King Street Lockerbox 18 Wilmington, De. 19801
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BY PLACING SAME IN A SEALED ENVELOPE, an States Mail at the Delaware Correctional Center, S	
On this 11 to day of Mon	,200 <u></u>

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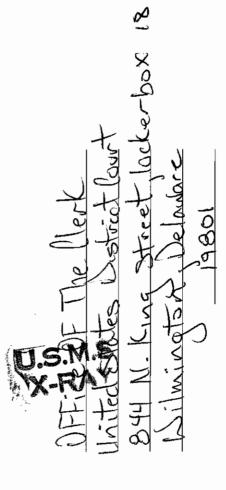
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